

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING APPLICATION UNDER 37 CFR 53(b)  
WITHOUT FILING FEE OR EXECUTED INVENTOR'S DECLARATION

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14556  
PTO

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Atty. Dkt. 2528-2  
Date: February 13, 1998

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:

**ASSAY METHODS FOR NUCLEIC ACID IN A SAMPLE**

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

An abstract together with  
29 pages of specification and claims including  
37 numbered claims and also attached is/are  
0 sheets of accompanying drawings.  
 This application is based on the following prior foreign application(s):

Application No.	Country	Filing Date
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respectively, and priority is hereby claimed therefrom.

This application is based on the following prior provisional application(s):

Application No.	Filing Date
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respectively, and priority is hereby claimed therefrom.

Inventor:	Jeffrey	A.	Heroux	U.S.
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NOTE: FOR ADDITIONAL INVENTORS, check box  and attach sheet with same information.

Address all future communications to NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8<sup>th</sup> Floor, Arlington, Virginia 22201.

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Signature: Mary J. Wilson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

HEROUX et al.

Atty. Ref.: 2528-2

Appln. No. 09/023,483

Group Art Unit: 1656

Filed: February 13, 1998

Examiner: Joyce Tung

FOR: ASSAY METHODS FOR NUCLEIC ACID IN A SAMPLE

\* \* \*

**ASSOCIATE POWER OF ATTORNEY**

May 7, 2002

Hon. Commissioner for Patents  
Washington, D.C. 20231

Sir:

In connection with the above-identified application the undersigned attorney and/or agent of record, hereby appoints Gary R. Tanigawa, Registration No. 43,180, c/o Nixon & Vanderhye PC, 8<sup>th</sup> Floor, 1100 N. Glebe Road, Arlington, VA 22201-4714, an associate attorney and/or agent to prosecute this application, to make alterations and amendments therein, to receive the patent and to transact all business in the Patent and Trademark Office connected therewith.

All communications in connection with the prosecution of the above-identified application should continue to be sent to Nixon & Vanderhye PC, 8<sup>th</sup> Floor, 1100 N. Glebe Road, Arlington, VA 22201-4714.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By:



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